



Tennessee Department of Environment and Conservation
Division of Water Pollution Control
Mining Section
3711 Middlebrook Pike
Knoxville, Tennessee 37921-6538
PHONE (865) 594-6035 FAX (865) 594-5253

Public Participation Opportunity

December 21, 2006

Public Notice M2006-12
Public Notice Expiration January 26, 2007

The purpose of this notice is to advise the public of the following draft environmental permits and to solicit comments and information necessary to evaluate the potential impact of the proposed activities on human health and the environment.

Individual NPDES Permits

Coal Proposed Reclamation and Reissuance

Applicant	Gatliff Coal Company
Facility	Tackett Creek Area 14
NPDES Permit Number	TN0071838
Counties	Campbell and Claiborne
Street Address	White Oak/Duff Road
City	Duff
Zip	37729
Description of Activity	Reclaimed coal surface mine
Receiving Streams	Unnamed tributary and wet weather conveyances to Tackett Creek Wet weather conveyances to Little Tackett Creek
Effluent Description	Treated wastewater and storm water
Facility Latitude	36°29'56"
Facility Longitude	83°58'07"
Permit Writer	MRR

Non-Coal Proposed Issuances

Applicant	Bubba Johnson Contractors
Facility	Bubba Johnson Contractors Sand Plant
NPDES Permit Number	TN0079642
County	Madison
Street Address	Cerro Gordo Road
City	Jackson
Zip	38301
Description of Activity	Sand mining and processing
Receiving Stream	Hicks Creek
Effluent Description	Treated wastewater and storm water
Facility Latitude	35°34'54"
Facility Longitude	88°51'44"
Permit Writer	KBG

Applicant **Old Hickory Clay Company**
Facility **Guill Mine (No. 6)**
NPDES Permit Number **TN0079677**
County **Carroll**
Street Address **Concord Church Road**
City **McKenzie**
Zip **38201**
Description of Activity **Ball clay mining**
Receiving Stream **Unnamed tributary to Plum Creek**
Effluent Description **Treated wastewater and storm water**
Facility Latitude **36°06'25"**
Facility Longitude **88°36'59"**
Permit Writer **SJT**

Applicant **Sherwood Mining Company, LLC**
Facility **Sherwood Rock Quarry**
NPDES Permit Number **TN0079723**
County **Franklin**
Street Address **Highway 56**
City **Sherwood**
Zip **37376**
Description of Activity **Limestone quarry and processing**
Receiving Stream **Youngs Creek**
Effluent Description **Treated wastewater and storm water**
Facility Latitude **35°04'38"**
Facility Longitude **85°55'01"**
Permit Writer **SJT**

Non-Coal Proposed Reissuance

Applicant **Standard Construction Company, Inc.**
Facility **Hardeman Pit**
NPDES Permit Number **TN0071587**
County **Hardeman**
Street Address **Ermon Road**
City **Whiteville**
Zip **38075**
Description of Activity **Sand and gravel mining**
Receiving Stream **Unnamed tributary to Clear Creek**
Effluent Description **Treated wastewater and storm water**
Facility Latitude **35°18'20"**
Facility Longitude **89°06'52"**
Permit Writer **KBG**

Non-Coal Proposed Modifications/Reissuances

Applicant **Livingston Limestone Company, Inc.**
Facility **Livingston Facility**
NPDES Permit Number **TN0063444**
County Overton
Street Address Highway 42
City Livingston
Zip 38570
Description of Activity Limestone quarry and processing, with an associated asphalt plant
Receiving Streams Big Eagle Creek and Town Creek
Effluent Description Treated wastewater and storm water
Facility Latitude 36°24'06"
Facility Longitude 85°18'00"
Permit Writer KBG

Applicant **Short Mountain Silica Company**
Facility **Short Mountain Sand Quarry**
NPDES Permit Number **TN0054291**
County Hawkins
Street Address 170 Silica Road
City Mooresburg
Zip 37811
Description of Activity Industrial sand mining and processing
Receiving Streams Unnamed tributaries to Red House Branch and Poor Valley Creek
Effluent Description Treated wastewater and storm water
Facility Latitude 36°21'54"
Facility Longitude 83°11'24"
Permit Writer SJT

Non-Coal Proposed Modification

Applicant **Livingston Limestone Company, Inc.**
Facility **Allons Mine**
NPDES Permit Number **TN0063495**
County Overton
Street Address Highway 52 North
City Livingston
Zip 38570
Description of Activity Sandstone mining and processing
Receiving Stream Wet weather conveyance to Mill Creek
Effluent Description Treated wastewater and storm water
Facility Latitude 36°27'00"
Facility Longitude 85°21'06"
Permit Writer KBG

TDEC is requesting public comment on these permit actions. Obtaining a broad range of facts and opinions on Agency actions is one of the best ways to ensure quality decisions. Persons wishing to comment on these proposed actions are invited to submit comments in writing to the Mining Section at the above letterhead address, Attn: Public Notice Coordinator, by fax (865) 594-5253 or by e-mail at Gary.Mullins@state.tn.us. Comments must be received by the end of comment period date (see page 1).

How to Request a Public Hearing:

Interested persons may request in writing that the Director of the Division of Water Pollution Control hold a public hearing on any application. The request must be filed within the comment period and must indicate the interest of the party filing it and the reasons why such a hearing is warranted. When there is significant public interest for a hearing, a hearing will be conducted according to *Rule 1200-4-5-.06 (12)* of the Division of Water Pollution Control. Public hearings will be announced through another public notice.

How the Department Will Proceed:

The Director of the Division of Water Pollution Control will determine the final permit action after considering comments submitted during the comment period, the hearing record, if any, and the requirements of the Federal and State acts and regulations.

To Obtain Permit Details:

Draft permits contain Antidegradation Determinations and Rationales that address information concerning the foundation for the Division's determinations. Copies of the application(s), draft permit(s), and supporting documentation are in the permit files maintained at the Mining Section's office located at the letterhead address. There is a nominal fee for copying. These files are available for public inspection during normal visiting hours. Please email Elaine.Killion@state.tn.us or call (865) 594-1062 to schedule an appointment for the review(s).

List of Permit Writers

KBG	Kristen Gettelfinger	865-594-5545	Kristen.Gettelfinger@state.tn.us
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DAT	Dave Turner	865-594-5541	Dave.Turner@state.tn.us

State of Tennessee Antidegradation Policy

Tennessee's Antidegradation Statement is in Chapter *1200-4-3-.06* of the *Rules of the Tennessee Department of Environment and Conservation*. The primary purpose of the Antidegradation Policy is to establish a greater level of protection for high quality waters. Some high quality waters are in near-pristine condition. Others are determined to be high quality due to specialized uses and/or unique features.

Generally, there are two types of high quality waters. Outstanding National Resource Waters (ONRWs) or Tier 3 waters receive the greatest level of protection. The Water Quality Control Board designates these waters. New discharges or expansion of existing discharges cannot degrade existing water quality.

The Department identifies other high quality waters known as Tier 2 waters and protects against their degradation. The Department may allow some degradation if the Department deems it economically and socially necessary.

Tier 1 waters refer to other surface waters that do not have the identification and/or designation as high quality. These waters must achieve and maintain Tennessee's Water Quality Standards.

State of Tennessee Policy of Non-Discrimination

Pursuant to the State of Tennessee's policy of non-discrimination, the Tennessee Department of Environment and Conservation does not discriminate on the basis of race, sex, religion, color, national or ethnic origin, age, disability, or military service in its policies, or in the admission or access to, or treatment or employment in its programs, services or activities. Equal Employment Opportunity/Affirmative Action inquiries or complaints should be directed to the EEO/AA Coordinator, Office of General Counsel, 401 Church Street, 20th Floor, L & C Tower, Nashville, TN 37243, 1-888-867-7455. Americans with Disabilities Act (ADA) inquiries or complaints should be directed to the ADA Coordinator, Human Resources Division, 401 Church Street, 12th Floor, L & C Tower, Nashville, TN 37243, 1-866-253-5827. Hearing impaired callers may use the Tennessee Relay Service (1-800-848-0298).